

1954-363  
MC:smt



#4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
Jerry L. NADLER, et al. ) Box Missing Parts  
Serial No. 09/739,843 ) Attention:  
Filed: December 20, 2000 ) Applications Branch  
For: HUMAN LEUKOCYTE 12-LIPOXYGENASE AND ITS ROLE  
IN THE PATHOGENESIS OF DISEASE STATES

RESPONSE TO NOTICE TO FILE MISSING PARTS

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:


*where*  
In response to a Notice to File Missing Parts of Application under 37 CFR 1.53(b) dated March 8, 2001, response copy attached, a Declaration and Power of Attorney identifying the above-referenced application was filed December 20, 2000. Also attached is a check in payment of the following fees:

\$ 65.00 (surcharge under 37 C.F.R. 1.16(e))  
355.00 (basic filing fee)  
549.00 (additional claims fee)  
\$ 969.00 TOTAL

Please charge any additional fees or credit any overpayment for the payment of the filing fee, any extra claims fees or the surcharge to deposit account number 02-2135. An additional copy of this letter is enclosed for that purpose.

Respectfully submitted,

By

  
Martha Cassidy  
Attorney for Applicants  
Registration No. 44,066  
ROTHWELL, FIGG, ERNST & MANBECK, p.c.  
Suite 701-E, 555 13th Street, N.W.  
Washington, D.C. 20004  
Telephone: (202) 783-6040

1954-363.NMP



Section 4

<b>FEE TRANSMITTAL for FY 2001 (Small Entity)</b>		<b>Complete if Known</b>	
		Application Number	09/739,843
		Filing Date	December 20, 2000
		First Named Inventor	Jerry L. NADLER, et al.
		Examiner Name	Unassigned
		Group Art Unit	Unassigned
Total Amount of Payment	(\$969.00)	Attorney Docket Number	1954-363

**METHOD OF PAYMENT** (check one)

1. ☒ The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck
- ☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☒ Applicant claims small entity status.
2. ☐ Payment Enclosed:  
☒ Check  
☐ Credit Card

**FEE CALCULATION** (continued)

**3. ADDITIONAL FEES**

Fee Code	Fee Paid	Fee Description	Fee Paid
205	65	Surcharge - late filing fee or oath	[65.00]
227	25	Surcharge - late provisional filing fee or cover sheet	[ ]
139	130	Non-English specification	[ ]
147	2,520	For filing a request for reexamination	[ ]
112	920	Requesting publication of SIR prior to Examiner action	[ ]
113	1,840*	Requesting publication of SIR after Examiner action	[ ]
215	55	Extension for reply within first month	[ ]
216	195	Extension for reply within second month	[ ]
217	445	Extension for reply within third month	[ ]
218	695	Extension for reply within fourth month	[ ]
228	945	Extension for reply within fifth month	[ ]
219	155	Notice of Appeal	[ ]
220	155	Filing a brief in support of an appeal	[ ]
221	135	Request for Oral Hearing	[ ]
138	1,510	Petition to institute a public use proceeding	[ ]
240	55	Petition to revive -unavoidable	[ ]
241	640	Petition to revive - unintentional	[ ]
242	620	Utility issue fee (or reissue)	[ ]
243	220	Design issue fee	[ ]
244	300	Plant issue fee	[ ]
122	130	Petitions to the Commissioner	[ ]
123	50	Processing fee under 37 CFR 1.17(q)	[ ]
126	180	Submission of Information Disclosure Statement	[ ]
581	40	Recording each patent assignment per property (times number of properties)	[ ]
246	355	Filing a submission after final rejection (37 CFR .129(a))	[ ]
249	355	For each additional invention to be examined (37 CFR 1.129(b))	[ ]
279	355	Request for Continued Examination (RCE)	[ ]
169	900	Request for expedited examination of a design application	[ ]
195	300	Publication fee for early, voluntary, or normal publication	[ ]
196	300	Publication fee for republication	[ ]
089	200	Filing an application for patent term adjustment	[ ]
090	400	Request for reinstatement of term reduced	[ ]
Other fee (specify)			[ ]

**FEE CALCULATION**

**1. FILING FEE**

Fee Code	Fee \$	Fee Description	Fee Paid
201	355	Utility filing fee	[355.00]
206	160	Design Filing Fee	[ ]
207	245	Plant Filing Fee	[ ]
208	355	Reissue Filing Fee	[ ]
214	75	Provisional Filing Fee	[ ]

**SUBTOTAL \$355.00**

**2. CLAIMS**

Total Claims	Extra Claims	Fee	Fee Paid
[26]	- 20** = [6]	x \$9 =	[54.00]
Independent Claims	[12]	- 3** = [9]	x 40 = [360.00]
Multiple Dependent Claims		+ 135 =	[135.00]

\*\*or number previously paid, if greater;

**SUBTOTAL \$549.00**

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL**

**\$969.00**

SUBMITTED BY		Complete (if applicable)	
NAME AND REG. NUMBER	Martha Cassidy, Reg. No. 44,066		
SIGNATURE		DATE	3/15/01
		DEPOSIT ACCOUNT USER ID	



COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/739,843	12/20/2000	Jerry L. Nadler	1954-363

CONFIRMATION NO. 5838

6449

ROTHWELL, FIGG, ERNST & MANBECK, P.C.  
555 13TH STREET, N.W.  
SUITE 701, EAST TOWER  
WASHINGTON, DC 20004

## FORMALITIES LETTER



\*OC000000005841950\*

Date Mailed: 03/08/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$549.
  - \$54 for 6 total claims over 20.
  - \$360 for 9 independent claims over 3.
  - \$135 for multiple dependent claim surcharge.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 969.

*A copy of this notice MUST be returned with the reply.*

*Heintz & Associates*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/16/2001 EEXUBAY1 00000006 09739843

DP DP DP DP DP  
355.00  
54.00  
360.00  
135.00  
65.00

01 FC:201  
02 FC:203  
03 FC:202  
04 FC:204  
05 FC:205